THE BOMBAY CHARGED EXPENDITURE ACT, 1939.

CONTENTS.

PREAMBLE.

SECTIONS.

1. Short title and commencement.
2. Repeal of section 63 of Bom. V of 1878.
3. Amendment of section 9 of Bom. XXXIV of 1935.
4. Amendment of section 7 of Bom. XIX of 1936.
5. Expenditure incurred on account of guarantee and payments to the Bagalkot Cement Company to be charged on the revenues of the Province.

BOMBAY ACT No. XIII OF 1939.[1]

[THE BOMBAY CHARGED EXPENDITURE ACT, 1939.]

[*15th June 1939.*]

Amended by Bom. 29 of 1949.

An Act to amend certain enactments and to provide that certain expenditure shall be charged on the revenues of the Province.

WHEREAS it is expedient to amend certain enactments and to provide that certain expenditure incurred by the Provincial Government shall be charged on the revenues of the Province; It is hereby enacted as follows :—

Short title and commencement.

1. (*1*) This Act may be called the Bombay Charged Expenditure Act, 1939.

(*2*) It shall come into force on the 31st March 1939.

Repeal of section 63 of Bom. V of 1878.

Bom. V of 1878.

2. Section 63 of the Bombay Abkari Act, 1878, shall be repealed.

3-4. [*The amendments made by sections 3 and 4 of this Act have been incorporated in the Bombay Motor Vehicles Tax Act, 1935 and the Bombay Famine Relief Fund Act, 1936, respectively.*]

Expenditure incurred on account of guarantee and payments to the Bagalkot Cement Company to be charged on the revenues of the Province.

[2]**[5.** (*1*) (*a*) Subject to and in accordance with the terms of the agreement dated the 23rd March 1949 made between the Governor of Bombay and the Bagalkot Cement Company Limited (hereinafter called ' the Company') and the other parties specified in the said agreement and sanctioned by the Provincial Government, by Government Resolution (Education and Industries Department) No. 7989, dated the 26th March 1949;

(*b*) and subject also to such modifications as may from time to time lawfully be made in the terms of the said agreement, not being inconsistent with the following provisions of this sub-section,

for a period of five years from the date of the first allotment of the shares of the Company, the Provincial Government shall guarantee to all the ordinary share-holders of the Company, a dividend at the rate of three per cent. per annum on the ordinary shares held by them and shall pay to the Company on behalf of and as a trustee for such ordinary share-holders every year such amount as may be necessary to enable the Company to distribute to its ordinary share-holders a yearly dividend at the rate of three per cent. per annum on the total subscribed ordinary share capital of the Company not exceeding the face value of rupees one crore :

Provided that in no event shall the amount payable by the Provincial Government to the Company under the said guarantee exceed the aggregate sum of rupees fifteen lacs for the said entire period of five years.

(*2*) The expenditure incurred by the Provincial Government under sub-section (*1*) shall be charged on the revenues of the Province.]

---

[1] For Statement of Objects and Reasons, *see Bombay Government Gazette*, 1939, Part V, pp. 45-46 *or* Bombay Legislative Assembly Debates, 1939, Vol. 5, p. 3581 *or* Bombay Legislative Council Debates, 1939, Vol. 6, p. 726; for Proceedings in Assembly, *see* Bombay Legislative Assembly Debates, 1939, Vol. 5, pp. 2128-2161, and for Proceedings in Council, *see* Bombay Legislative Council Debates, 1939, Vol. 6, pp. 341-344.

[2] This section was added by Bom. 29 of 1949, s. 2.